IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR

WRIT PETITION NO.1505 OF 2007.
(Ushabai Vijaykumar Agrawal Vs. Omprakash Rambilas Agrawal & oth.)

Office Notes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders.	Court's or Judge's orders

Shri J.T.Gilda, Advocate for Petitioner.

CORAM : R.C.CHAVAN, J.
DATED : SEPTEMBER 24, 2007.

1. By this petition, the petitioner, plaintiff in Special Civil Suit No.30 of 2007 before learned Civil Judge Senior Division, Achalpur, takes exception to order passed by the learned Judge, below Exh.121, rejecting petitioner's application for grant of interim maintenance. The reasons given by learned Judge make it imperative that the facts in the case have to be evaluated at the trial and there cannot be any preemptive order. In view of this, there is no need to interfere in the order passed by the learned trial Judge rejecting application for maintenance-pendente-lite. The petition is, therefore, rejected.

2. The learned Judge would take into consideration the fact that a widow has filed suit for partition of her husband's property and therefore, give due consideration to this fact and dispose of the suit as expeditiously as possible, preferably within a period of one year.

JUDGE.

RR.